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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re: Application of: Leon et al.

Attorney Docket: 944-001.108-1

Serial No.: 10/826,687

Group Art Unit: 2457

Filed: April 16, 2004

Examiner: Uzma Alam

For: **METHOD AND DEVICE FOR PROACTIVE RATE ADAPTATION SIGNALING**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NON-FINAL OFFICE ACTION (Paper No. 20090525)

Sir:

This responds to the non-final office action, mailed June 6, 2009.

***\*\*\*If any fee and/or extension is required in addition to any enclosed herewith, please charge Account No. 23-0442.***

**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))**

I hereby certify that this correspondence is, on the date shown below, being:

**MAILING**

☒ Deposited with the United States Postal Service with sufficient postage as first class Mail in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

**FACSIMILE**

☐ Transmitted by facsimile to the U.S. Patent and Trademark Office.

Date: September 8, 2009

Marie E. Forte

Signature

Marie E. Forte

(type or print name of person certifying)